

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE

Jodi and Justin Decker

v.

Case No. 10-cv-414-PB

Chase Home Finance, LLC

O R D E R

Defendant has filed a motion to dismiss. Plaintiffs have failed to file a timely response. The sole claim alleges a breach of the duty of good faith and fair dealing. Courts that have considered such claims in other jurisdictions under similar circumstances have found them wanting. See, e.g., McKensi v. Bank of America, 2010 WL 3781841 (D. Ma 2010); Phu Van Nguyn v. BAC Loan Services LP, 2010 WL 3894986 (N.D. Ca 2010). I see no reason to reach a different result here. The motion to dismiss (Doc No. 6) is granted

SO ORDERED.

/s/Paul Barbadoro
Paul Barbadoro
United States District Judge

November 2, 2010

cc: Jodi Decker, pro se
Justin Decker, pro se
Donn A. Randall, Esq.
Mary Ellen Manganelli, Esq.,
Cyrus F. Rilee, III, Esq.